ITW



Docket No.: 064446-0015

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277

Takashi YAMAZAKI, et al. : Confirmation Number: 9488

Application No.: 10/544,217 : Group Art Unit: 3654

Filed: August 02, 2005 : Examiner: William E. Dondero

For: APPARATUS AND METHOD FOR WINDING WIRE

RESPONSE TO REQUIREMENT OF ELECTION OF SPECIES

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action of June 28, 2007, Applicants hereby elects with traverse, Species II of Figures 4-5A and 8-11 on which claims 1, 2, 3/1, 3/2, 5/1, 5/2, 6/5/1, 6/5/2, 7, 8, 9/7, and 9/8 are readable for prosecution in the above-identified application.

Applicants believe that claim 1 is generic to claim 4. Claim 4 depends from claim 1 and includes all the limitations recited in claim 1. Examining claim 4 together with the above claims readable on Species II would not create an undue burden on the Examiner. Therefore, Applicants respectfully request that claim 4 be examined along with claims 1, 2, 3/1, 3/2, 5/1, 5/2, 6/5/1, 6/5/2, 7, 8, 9/7, and 9/8.

Alternatively, if the Examiner does not initially examine claim 4, upon allowance of a generic claim, Applicants respectfully request rejoinder, examination, and allowance of claim 4 directed to the unelected species in accordance with 37 C.F.R. §1.141.

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To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLI

Tømoki Tanida

Registration No. 60,453

Please recognize our Customer No. 20277 as our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096

Phone: 202.756.8000 SAB:TT:mjb

Facsimile: 202.756.8087 **Date: July 27, 2007**

WDC99 1429591-1.064446.0015